



AF72857

Response Under 37 C.F.R. §1.116  
Expedited Procedure  
Group Art Unit: 2851

PATENT  
Attorney Docket No.: 049390-5003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Shuji KUHARA

Application No.: 09/558,214

Filed: April 26, 2000

For: REMOTE PHOTOGRAPHIC  
PROCESSING SYSTEM

BOX AF

Group Art Unit: 2851

Examiner: A. Mathews

Commissioner for Patents  
BOX AF  
Washington, D.C. 20231

Sir:

**REQUEST FOR RECONSIDERATION UNDER 37 C.F.R. § 1.116**

1. Transmitted herewith is a Request for Reconsideration responding to the Final Office Action dated February 4, 2003.

2. Additional papers enclosed:

- ☐ Drawings: ☐ Formal ☐ Informal (Correction)
- ☐ Information Disclosure Statement
- ☐ Form PTO-1449, \_\_\_\_\_ references included
- ☐ Citations
- ☐ Declaration of Biological Deposit
- ☐ Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.

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3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

☒ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

☐ Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

<u>Total Months Requested</u>	<u>Fee for Extension</u>	<u>[Fee for Small Entity]</u>
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 410.00	\$ 205.00
<input type="checkbox"/> three months	\$ 930.00	\$ 465.00
<input type="checkbox"/> four months	\$ 1,440.00	\$ 720.00

Extension of time fee due with this request: \$\_\_\_\_\_

If an additional extension of time is required, please consider this a Petition therefor.

☐ An extension for \_\_\_\_\_ months has already been secured and the fee paid therefor of \$\_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

4. Constructive Petition

☒ EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

5. Fee Calculation (37 C.F.R. §1.16)

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. §1.16(c))	10	minus	20	0	x \$18 each=	+ \$0
Independent Claims (37 C.F.R. §1.16(b))	2	minus	3	0	x \$84 each=	+ \$0
[ ] First presentation of Multiple dependent claim(s)					\$280.00	+ \$ 0
SUB-TOTAL =						\$0
Reduction by ½ for filing by a small entity						- \$0
TOTAL FEE =						\$ 0

6. Fee Payment


- ☒ No fee is to be paid at this time.
- ☐ The Commissioner is hereby authorized to charge \$\_\_\_\_\_ for\_\_\_\_\_. The Commissioner is hereby authorized to charge any additional extension of time fee or additional fee for claims due to Deposit Account No. 50-0310.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

Respectfully submitted,

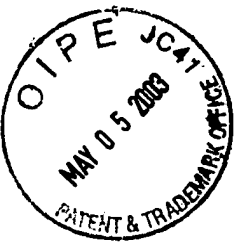
**MORGAN, LEWIS & BOCKIUS LLP**

Dated: May 5, 2003

By:

  
K. Karen Loewenstein  
Reg. No. 41,161

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#13 / Reg for  
Reconsider  
D. Evans  
5.9.03

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Washington, D.C. 20231

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**REQUEST FOR RECONSIDERATION UNDER 37 C.F.R. § 1.116**

In response to the Final Office Action dated February 4, 2003 (Paper No. 12), and pursuant to 37 C.F.R. §1.116, the period for response to which extends through May 5, 2003 (May 4, 2003 being a Sunday), entry of the following remarks is respectfully requested to place the application in clear condition for allowance or, alternatively, in better form for appeal.